IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MRS JUSTICE T.MEENA KUMARI

-

WRIT PETITION NO : 8296 of 1995

Between:

Catermoni Chennaiah S/o.late C.Balaiah
R/o. Veligal village, Talakondapalli Revenue Mandal
Mahaboobnagar District

... PETITIONER

AND

The Mandal Revenue Officer,

Thalakondapalli, Mahaboobnagar District.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ order or direction, more particularly one in the nature of writ of mandamus, directing the respondent to dispose of the petitioner's petition and to assign Ac.1-20 guntas in Sy.No.52 Velijal village Talakondapalli Mandal, Mahaboobnagar Dist as directed by the District Collector, Mahaboobnagar expeditiously.

Counsel for the Petitioner: Mr.N.VASUDEVA RAO

Counsel for the Respondents: GP FOR REVENUE

The Court made the following ORAL ORDER:

This Writ Petition has been filed seeking a direction to the respondent to dispose of the petition of the petitioner and to assign Ac.1-20 guntas in Sy.No.52 Velijal village, Talakondapalli Mandal, Mahaboobnagar District as directed by the District Collector, Mahaboobnagar.

The case of the petitioner is that his ancestors had cultivated Ac.2-00 of land in Sy.No. 52 of Velijal village, Talkondapalli Revenue Mandal, Mahaboobnagar District and later he is cultivating Ac.1-20 guntas of land in the said survey number and he is a landless poor person having no source of income. It is stated that he is entitled for assignment of the said land on the basis of long standing possession. It is also stated that he made a representation on 15-10-1995 to the District Collector seeking a direction to the Mandal Revenue Officer to enquire into the matter and assign patta in his favour and the District Collector directed the Mandal Revenue Officer, Talkondapalli to enquire into the matter and submit report within 5 days, but instead of conducting enquiry, the Mandal Revenue Officer issued a notice under Land Encroachment Act to vacate the said land. Under those circumstances, the petitioner had filed the present Writ Petition.

Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue.

A perusal of the material filed along with this Writ Petition goes to show that except making averments in the affidavit, no material has been filed to show that the petitioner is cultivating the land in question and he also did not file any document in proof of possession of the said land by him. Under the above circumstances, this

Writ Petition needs no interference.

Accordingly, this Writ Petition is dismissed. No costs.

_____

(T.MEENA KUMARI,J)

9th September, 2004.

tsy

To

1. The Mandal Revenue Officer,

Thalakondapalli,

Mahaboobnagar District.

2. Two CCs to the GP for Revenue, High Court Buildings,

Hyderabad (O.U.T.)

3. Two CD Copies.